

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

MUSSIE E. WELDEJOHANNES,

Plaintiff,

v.

STATE OF WASHINGTON, et al.,

Defendant.

CASE NO. 3:23-cv-05526-JCC-BAT

**ORDER GRANTING  
APPLICATION TO PROCEED *IN*  
*FORMA PAUPERIS* AND  
DIRECTING INSTITUTION TO  
CALCULATE, COLLECT, AND  
FORWARD PAYMENTS**

Plaintiff is a prisoner proceeding *pro se* in this civil rights action. The Court, having reviewed plaintiff's application to proceed *in forma pauperis*, Dkt. 4, hereby finds and ORDERS as follows:

(1) The Court GRANTS plaintiff's application to proceed *in forma pauperis*, limited to this case, filed in the Western District of Washington. Dkt. 4. The Court notes Plaintiff also submitted an application to proceed *in forma pauperis* in the Eastern District of Washington. The Court **DENIES** this request. A request to proceed *in forma pauperis* in the Eastern District of Washington must be presented to that District, not this District.

(2) Pursuant to 28 U.S.C. § 1915, and plaintiff's approved application to proceed *in forma pauperis*, the agency having custody of the above-named plaintiff is directed to calculate

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1 an initial partial filing fee equal to 20 percent of the greater of either: (a) the average monthly  
2 deposits to the prisoner's account; or (b) the average monthly balance in the prisoner's account  
3 for the 6-month period immediately preceding the date of this Order. The initial partial filing fee  
4 should be forwarded to the Clerk of Court as soon as practicable.

5 Subsequently, if the prisoner's account exceeds \$10.00, each month the agency having  
6 custody of the prisoner is directed to collect and forward payments equal to 20 percent of the  
7 prisoner's preceding month's income credited to the prisoner's account. In the event that the  
8 monthly payment would reduce the prisoner's account below \$10.00, the agency should collect  
9 and forward only that amount which would reduce the prisoner's account to the \$10.00 level.  
10 Please note that this \$10.00 limit does not apply to the initial partial filing fee described above.  
11 Finally, the monthly payments should be collected and forwarded to the Court until the entire  
12 filing fee (\$350.00) for this matter has been paid.

13 (3) The Clerk is directed to send a copy of this Order to plaintiff, to the financial  
14 officer of this Court, and to the agency having custody of plaintiff.

15 DATED this 6th day of July, 2023.

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BRIAN A. TSUCHIDA  
United States Magistrate Judge